

**ORDINANCE NO. 21-05**

**AN ORDINANCE OF THE CITY OF BRECKENRIDGE, TEXAS AMENDING ORDINANCE NO. 17-02; AMENDING SECTION 5-1, OF CHAPTER 5, BUILDINGS AND STRUCTURES, OF THE BRECKENRIDGE CODE OF ORDINANCES; ADOPTING THE CURRENT EDITION OF THE INTERNATIONAL BUILDING AND RESIDENTIAL CODES AND PROVIDING FOR THE AUTOMATIC ADOPTION OF SUBSEQUENT EDITIONS; PROVIDING FOR SEVERABILITY AND REPEALING CLAUSES; AND ESTABLISHING AN EFFECTIVE DATE.**

**WHEREAS**, the 2021 editions of the International Building Code and the International Residential Code are now available and the City Commission of the City of Breckenridge (the "City Commission") wishes to adopt those editions as the building and residential codes of the City; and

**WHEREAS**, the City Commission finds that it would be efficient to revise the language of Section 5-1 of the Breckenridge Code of Ordinances to allow for the automatic adoption of any subsequent versions of the International Building Code and the International Residential Code;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF BRECKENRIDGE, TEXAS THAT:**

I. **Amendment**. Chapter 5 of the Breckenridge Code of Ordinances is hereby amended as follows:

**ARTICLE I. IN GENERAL**

**Sec. 5-1. Building and residential codes adopted.**

The International Building Code, 2021 edition, is hereby adopted as the building code of the city in such edition and with such amendments as may be established by state law and/or ordinance of the city commission and shall apply to all nonresidential buildings and structures in the city. Any and all subsequent editions of the International Building Code are hereby adopted by the City of Breckenridge and shall be in effect on December 31<sup>st</sup> at midnight in 5-year intervals (ie. 2026, 2031, 2036, 2041, etc.) by the International Code Council. A copy of the International Building Code in effect at any given time shall be maintained on file in the office of the city secretary.

The International Residential Code, 2021 edition, is hereby adopted as the residential code of the city in such edition and with such amendments as may be established by state law and/or ordinance of the city commission and shall apply to all residential buildings and structures in the city. Any and all subsequent editions of the International Building Code are

hereby adopted by the City of Breckenridge and shall be in effect on December 31<sup>st</sup> at midnight in 5-year intervals (ie. 2026, 2031, 2036, 2041, etc.) by the International Code Council. A copy of the International Building Code in effect at any given time shall be maintained on file in the office of the city secretary.

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II. **Severability**. The provisions of this ordinance are declared to be severable. If any section, sentence, clause or phrase of this ordinance shall for any reason be held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this ordinance, but they shall remain in effect notwithstanding the validity of any part.

III. **Open Meetings**. It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551, Texas Local Government Code.

IV. **Effective Date**. This ordinance shall take effect immediately upon its adoption by the City Commission.

The above and foregoing ordinance was duly proposed, read in full and adopted on the 6<sup>th</sup> day of April, 2021, at a regular meeting of the City Commission.

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**Bob Sims,**  
**Mayor**

**ATTEST:**

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**Heather Robertson-Caraway, CCCII, TRMC**  
**Interim City Manager / City Secretary**

SEAL